



# Public Notice

**US ARMY CORPS  
OF ENGINEERS  
St. Louis District  
Gateway to Excellence**

**Reply To:  
U.S. Army Corps of Engineers  
Attn: Regulatory Branch  
1222 Spruce Street  
St. Louis, Missouri 63103-2833**

Public Notice No.

**P-2662**

Public Notice Date

**March 3, 2008**

Expiration Date

**March 24, 2008**

**Postmaster Please Post Conspicuously Until:**

File Number: 2007-673

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in waters of the United States, as described below and shown on the attached maps.

**COMMENTS AND ADDITIONAL INFORMATION:** All comments and/or requests for public hearing must reach this office no later than the expiration date of the Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers  
Regulatory Branch  
1222 Spruce Street  
St. Louis, Missouri 63103-2833  
ATTN: Mr. Shawn Sullivan

**APPLICANT:** H&H Development, Inc. Attn: Mr. Roy Holley, P.O. Box 550, Imperial, Missouri 63052. (314) 280-3125.

**AGENT:** Trumpet Land Services, L.L.C., Mr. Josiah Cox, 1487 US Highway 61, Suite B, Festus, Missouri 63028. (636) 933-4700.

**LOCATION:** The project area is located southwest of the West Swaller Road and West Rock Creek Road intersection in Jefferson County, Missouri. More specifically, the site is located in U.S. Survey 1974, Township 43 North, Range 05 East, Jefferson County, Missouri.

**PROJECT DESCRIPTION:** Applicant seeks authorization to conduct grading in conjunction with the development of a residential subdivision to be known as Country Club Park Phase IV. The proposed development would occur on an 11.31-acre site that is currently undeveloped and consists primarily of wooded hillsides which slope to a central valley within the site. An approximate 1.08-acre pond is located in the south central portion of the site. The pond is a man-made impoundment of an unnamed intermittent tributary to Rock Creek. A wetland and ephemeral tributary are also located below the pond dam. The wetland is approximately 0.2 acres in size and is likely present due to under-seepage from beneath the dam. The applicant proposes to drain and fill the pond to facilitate construction of residential building lots, a roadway, and a stormwater detention basin. Wetland and



stream impacts will be avoided by the proposed development. Rock Creek is a primary tributary to the Mississippi River.

**LOCATION MAPS AND DRAWINGS:** See attached maps.

**ADDITIONAL INFORMATION:** Additional information may be obtained by contacting Shawn Sullivan, Project Manager, U.S. Army Corps of Engineers, at (314) 331-8580. Your inquiries may also be sent by electronic facsimile to (314) 331-8741 or by e-mail to [Shawn.F.Sullivan@mvs02.usace.army.mil](mailto:Shawn.F.Sullivan@mvs02.usace.army.mil).

**AUTHORITY:** This permit will be issued or denied under the following: Section 404 of the Clean Water Act (33 U.S.C. 1344).

**WATER QUALITY CERTIFICATION:** The project plans have been submitted to the Missouri Department of Natural Resources, Water Protection Program for state certification of the proposed work in accordance with Section 401 of the Clean Water Act. The certification is requested as of the date of this Public Notice, and if issued, will express the Agency's opinion that the proposed activities will not violate applicable water quality standards. Written comments concerning possible impacts to waters of Missouri should be addressed to: Water Protection Program, Post Office Box 176, Jefferson City, Missouri 65102-0176, with a copy provided to the Corps of Engineers.

**SECTION 404 (b)(1) EVALUATION:** The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404 (b)(1) of the Clean Water Act.

**PUBLIC HEARING:** Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the applicant's proposal. Any request for a public hearing shall state, with particularity, the reason for the hearing, and must be based on issues that would warrant additional public review.


**ENDANGERED SPECIES:** A preliminary determination, in compliance with the Endangered Species Act, as amended, has been made that the work that is proposed would not affect species designated as threatened or endangered, or adversely affect critical habitat. Therefore, no formal consultation request has been made to the United States Department of Interior, Fish and Wildlife Service. In order to complete our evaluation, comments are solicited from the Fish and Wildlife Service and other interested agencies and individuals through this Public Notice.

**CULTURAL RESOURCES:** The St. Louis District will evaluate information provided by the State Historic Preservation Officer and the public in response to this public notice and we may require a reconnaissance survey of the project area.

**EVALUATION OF PROBABLE IMPACTS:** The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit that may reasonably be expected to accrue from the described activity must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the activity described, will be considered including the cumulative effects. Among factors considered are: conservation; economics; aesthetics; general environmental concerns; wetlands; historic properties; fish and wildlife values; flood hazards; flood plain values; land use; navigation; shoreline erosion and accretion; recreation; water supply and conservation; water quality; energy needs; safety; food and fiber production; mineral needs; consideration of property ownership; and in

general the needs and welfare of the people.

**Solicitation of Comments From The Public:** The U.S. Army Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of the proposed activity. Any comments received will be considered by the U.S. Army Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

  
for DANNY D. MCCLENDON  
Chief, Regulatory Branch

Attachments

**NOTICE TO POSTMASTERS:**

It is requested that this notice be conspicuously and continually placed for 21 days from the date of this issuance of this notice.





**Legend**

- US Hwy
- Levee
- Railroad
- Municipality
- Major Waters

**Country Club Park IV**

**Project Location Map - MVS-2007-673**

**Jefferson County, Missouri**

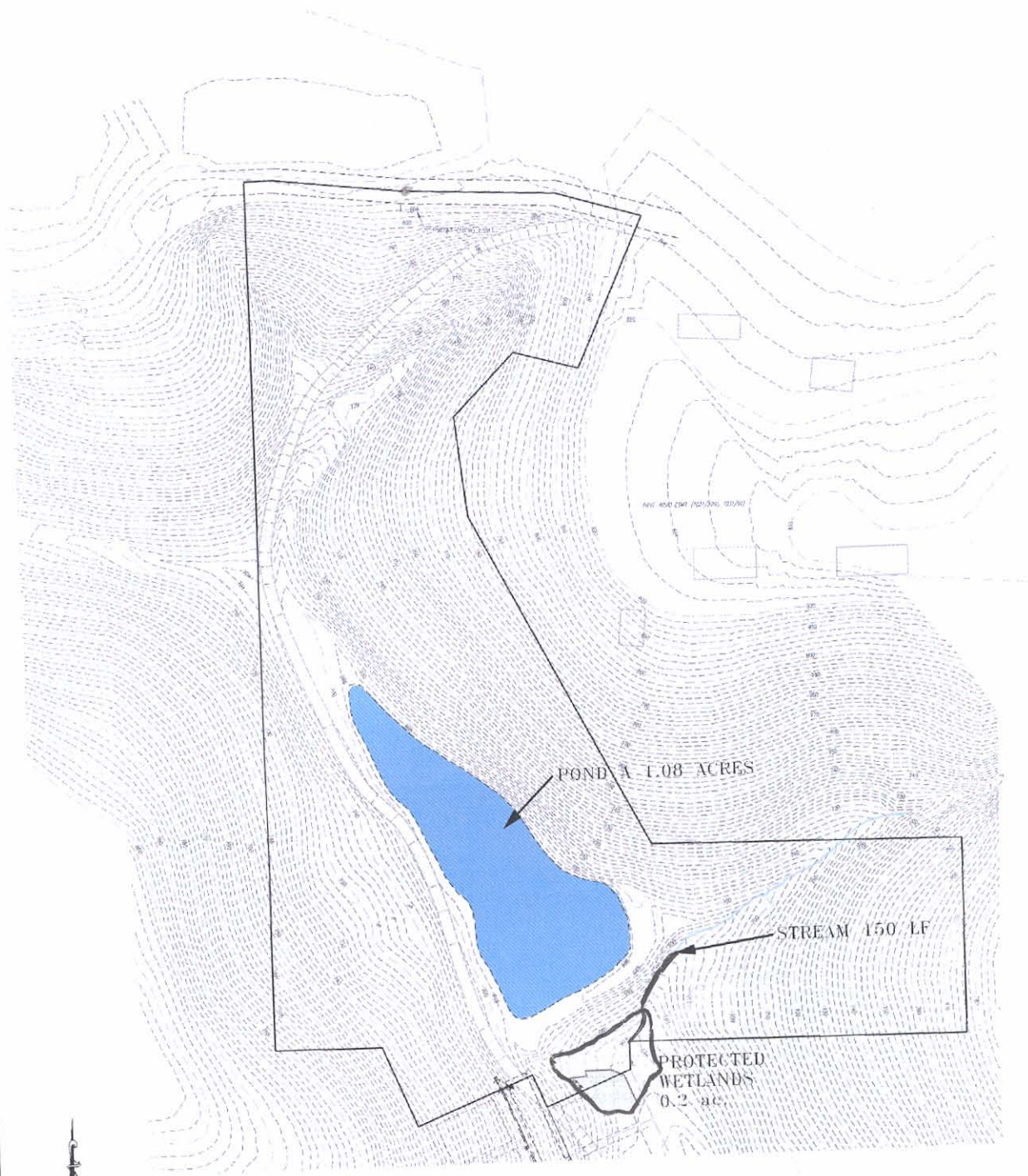
UTM X Coordinate:  
UTM Y Coordinate:



**US Army Corps  
of Engineers®**  
St Louis District

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 Graphic Scale: 1" = 60'	PROJECT NAME: <b>COUNTRY CLUB PARC PHASE IV</b>	 Land Services <b>TRUMPET</b> to Build, Renew, Restore	1487 Highway 61 Suite B Festus, Missouri 63028 636.933.4700 Office 636.933.4711 Fax	REVISIONS		DATE
	SHEET TITLE: <b>EXISTING CONDITIONS</b>			1		
	CLIENT NAME: <b>H&amp;R DEVELOPMENT</b>			2		
	PROJECT NUMBER: <b>07-08-0001</b>			3		
				4		
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